

## Exhibit “5”

to the Affirmation of Sean P. Carter Transmitting Evidence in Support of Plaintiffs' Memorandum of Law in Opposition to the Motion to Dismiss of the Kingdom of Saudi Arabia and Saudi High Commission for Relief of Bosnia & Herzegovina

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STATEMENT UNDER OATH  
OF  
ZACARIAS MOUSSAOUI

The following statement was taken at 2:06 p.m.  
before Priscilla Naff Medina, Registered Professional  
Reporter and Notary Public in and for the State of  
Colorado:

ADMAX USP  
5880 Highway 67  
Florence, Colorado 81226  
October 20, 2014

PRESENT:

For the Federal  
Insurance Plaintiffs  
and Plaintiffs'  
Executive Committees:

SEAN P. CARTER, ESQ.  
J. SCOTT TARBUTTON, ESQ.  
Cozen O'Connor  
1900 Market Street  
Philadelphia, Pennsylvania 19103

For the Ashton  
Plaintiffs, 9/11  
victims, and  
Plaintiffs' Executive  
Committees:

ANDREW J. MALONEY, III, ESQ.  
Plaintiffs' Liason Counsel and  
Kreindler & Kreindler, LLP  
750 Third Avenue  
New York, New York 10017

For the Burnett  
Plaintiffs and  
Plaintiffs' Executive  
Committees:

ROBERT T. HAEFELE, ESQ.  
Motley Rice LLC  
28 Bridgeside Boulevard  
Mt. Pleasant, South Carolina 29464

For the O'Neill  
Plaintiffs and  
Plaintiffs' Executive  
Committees:

JERRY S. GOLDMAN, ESQ.  
Anderson Kill, P.C.  
1251 Avenue of the Americas  
New York, New York 10020

Also Present:

John Fawcett  
Evan Kohlmann

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I N D E X

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Page Number

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Examination by Mr. Carter

4

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E X H I B I T S

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Exhibit Number

Initial Reference

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(No exhibits were marked for identification.)

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P R O C E E D I N G S

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MR. CARTER: Afternoon, Mr. Moussaoui. As --  
as you know, we'd like to take down some of your testimony  
con -- concerning your experiences in Osama bin Laden's  
organization for purposes of the 9/11 families' and  
victims' civil lawsuit which is pending in the Federal  
Court in the Southern District of New York.

8

Before we begin today can you please just

9

10

THE WITNESS: My name is Zacarias Moussaoui.

11

MR. CARTER: And -- and, Mr. Moussaoui, because  
our hope is that we will be able to present this testimony  
in court, are you willing to present an oath that the  
testimony that you're giving will be truthful?

15

THE WITNESS: Yes, I take an oath. I swear by  
Allah that everything that I will say from now on and to  
the end of this testimony will be true. I swear by Allah  
that everything I say until the end of this testimony will  
be true. And I swear by Allah that everything I say until  
the end of this testimony will be true. And I swear by  
Allah that everything I say until the end of this  
testimony will be true. May Allah curse the liar.

23

MR. CARTER: Thank you, Mr. Moussaoui.

24 /

25 /

1 EXAMINATION

2 BY MR. CARTER:

3 Q We would like to begin in or around the period  
4 of 1998. In 1998, at the time the bombings of the U.S.  
5 Embassies in East Africa occurred, where were you?

6 A In the time of the East African bomb being in  
7 1998 I was in the camp of Khalden, Afghanistan.

8 Q And who ran that camp?

9 A The camp was the -- the -- under the -- the  
10 leadership of Abu Zubaydah, and it was run also by Ibn  
11 Shaykh al Liby, and it was a -- it was a -- an Libyan  
12 brother who used to be the pri -- the -- the on-the-spot  
13 Imam.

14 Q How much time did you spend at that camp?

15 A I be -- I believe something around seven or  
16 eight months.

17 Q Did you at some point leave that camp to go to  
18 a -- a separate camp in Derunta?

19 A Yes, I -- I -- at the end of the camp I went to  
20 Derunta, which next to Jalalabad, okay, to the ca -- to  
21 the camp of Abu Khabab. Ab Khabab was specialize in  
22 handmade explosives, meaning explosives made with ammonium  
23 nitrate and -- and everything you find in the kitchen.

24 Q This camp in Derunta, was it affiliated with  
25 Osama bin Laden?

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1           A     It was affiliated religiously, yes, of course,  
2     'cause it was a jihad camp, okay, but it was not directly,  
3     strict -- strictly speaking, under the authority, but they  
4     had financial support from Osama bin Laden, I'm sure  
5     because Khabab told me so, and because Osama bin Laden  
6     used to give handout, financial support to almost every  
7     camp in -- of jihad in Afghanistan.

8           Q     At the time you initially went to the Derunta  
9     camp, were you at that time a member of Osama bin Laden's  
10   organization?

11          A     No, the first time I was not a member of Osama  
12     bin Laden the first time I went to the -- to the camp, no.

13          Q     Did you at some point seek an opportunity to  
14     join bin Laden's organization?

15          A     Yes, I met -- I went to Kabul and met with Saif  
16     al-Adel, okay, and asked him to read about myself, and he  
17     basically flatly rejected me, then I went back to  
18     Jalalabad and I met somebody who told me that I just spoke  
19     to the wrong person, so I went back to -- to Kabul and I  
20     give this time my resume to Abdelhadi al-Iraqi, and -- he  
21     used to be the Emir of the front line at the time -- and  
22     my resume was intended to be sent to -- to Osama bin  
23     Laden, and it was because I knew later.

24          Q     Do you remember what particular background you  
25     identified on that resume?

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1           A     Yes, I do, 'cause -- I do remember. I re -- I  
2 talk to him about the fact that I had a -- a Master degree  
3 in international business, I have a Di -- Diploma of the  
4 Institute of Export, and also I have been to Chechnya and  
5 I was a -- a part of the -- initially I a part of the  
6 group of Tooting of Babar Ahmad, okay; and I -- I had the  
7 contact to meet Abdul -- Abdulwahid -- Abdulwahid  
8 al-Yemani, and, also, Shaykh Umar al Saif -- Shaykh Umar  
9 al Saif, because he's in Chechnya in the south, the south.

10          Q     Why was it important for you to identify your  
11 relationships with all of those people in your resume?

12          A     Because trust is extremely important into this  
13 environment, in this community, and I had to prove my  
14 credential.

15               And I didn't know at the time, but Sadaf and  
16 Abu al-Amoudi had saw me, I met with them in Chechnya, but  
17 I didn't know at the time, and they were close attendant  
18 of Osama bin Laden.

19          Q     You mentioned a moment ago that it's your  
20 understanding that your resume eventually did reach Osama  
21 bin Laden, how -- how do you know that?

22          A     Because Abu Hafs told me because -- and when I  
23 meet him he had my resume in his hand.

24          Q     And when did that occur?

25          A     He -- it occur -- it was -- I can't be

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1      precise -- exact precision of the -- of the -- but it was  
2      the end of '90 -- '98.

3            Q      And were you thereafter accepted into bin  
4      Laden's organization?

5            A      I was definitely accepted. I mean, the -- I  
6      will even say that I was angry because a -- a lot of  
7      people who -- didn't understand that somebody like me, who  
8      had the -- was not Saudi, from a French-Moroccan  
9      background, so quickly could be on a daily basis contact  
10     with Abu Hafs and Shaykh Saeed, and also -- also had  
11     absolutely no problem to meet with Shaykh Osama, so that  
12     was very surprising for a lot of people, okay.

13                And also at the time, okay, it was a very small  
14     organization, so -- and it was just after the -- the --  
15     the Eastern -- the East Africa bombing, so security was  
16     much ti -- was very tight, so to see me be able to -- to  
17     go and to do what I was doing it was surprising for some  
18     people.

19            Q      What was the first assignment you were given  
20     after you were accepted into bin Laden's organization?

21            A      Abu Hafs ask me to -- to create -- to  
22     computerize everything, to create a database of the -- the  
23     financial record of Osama bin Laden, because Group bin  
24     Laden -- at the time we used to use this terminology, but  
25     now you talk al-Qaeda, that's what you -- you Americans

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1 say al-Qaeda -- so Abu Hafs asked me to -- to put into a  
2 computer all the record for al-Qaeda, because after the  
3 cruise missile attack ordered by Bill Clinton, okay, he  
4 was afraid that the Shaykh Saeed will be killed because a  
5 few people have been killed in the camp, and it was a  
6 possibility that there would be further attack. So he  
7 asked me to make it into a computer, create a database --  
8 database -- data ba -- bank, and that's what I did.

9 Q All right, just to provide some context, what  
10 was Abu Hafs' role within bin Laden's organization at that  
11 time?

12 A He was the second in command and he was a  
13 military commander, Shaykh Osama told me himself, okay,  
14 because the structure was -- Shaykh Osama bin Laden was  
15 the -- the head, the second in command was Abu Hafs, and  
16 the -- the -- the right hand of Abu Hafs was  
17 Mohammed Masa.

18 Q And what was Shaykh Saeed's role?

19 A Shaykh Saeed was the finance -- the CFO,  
20 financial officer.

21 Q Did you thereafter begin the work of trying to  
22 computerize the al-Qaeda organization's finances?

23 A Can you repeat? Sorry.

24 Q Did you at some point thereafter actually begin  
25 building a computer database of al-Qaeda's finances?

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1           A     Yes, we -- at the time we went to the house was  
2     not very far from the house of the Chief of the Taliban,  
3     okay, and many time -- maybe the morning, maybe an  
4     afternoon, during the day -- he will come out either with  
5     Abu Hafs or either with Shaykh Saeed, and we -- we -- we  
6     make -- enter thing into Toshiba computer.

7           Q     Where was this house located?

8           A     It was in Kandahar, okay. It was not far from  
9     the hospital of Kandahar. The Chinese hospital in  
10   Kandahar.

11          Q     During your criminal trial there were numerous  
12     references to a -- a guest house where you had provided  
13     security, are you talking about a different house?

14          A     Yes, definitely. At this time this guest house  
15     in -- in Hadibad(sic) -- Hadiba -- Habash was not open, at  
16     this there was no camp in Kandahar, okay, it was -- the  
17     camp was in Kabul, okay, and, in fact, the camp was  
18     basically the front line, okay, and only restrict number  
19     of people will go to Kandahar, okay, the top people, okay,  
20     okay.

21                 And, so, the house was -- was very secret, and  
22     it was run by Saadov, okay, and that's where I will sit  
23     down, okay, and I will -- I will sit down with Abu Hafs,  
24     the commander, and sometime Abu -- Shaykh Saeed, okay, and  
25     I would do this work to enter, and they will tell me and

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1       they would provide document to me, okay. And some of the  
2       document were in Arabic, so I would ask them to -- to tell  
3       me what does that mean exactly. It -- it was a -- a  
4       financial document, okay. A lot of them were between  
5       Saudi bank, okay, and a Pakistani bank.

6           Q       How long did the work that you were involved in  
7       building the database take?

8           A       I think so -- something along two months,  
9       something like that, okay, because at some point some --  
10      somebody was injure, so it -- it become more so a  
11      responsibility with me, because somebody from the front  
12      came severely injure and he was placed in the Chinese  
13      hospital, so I -- I think the two or three months, but  
14      I -- I remember in the beginning I was only dedicated to  
15      this stuff.

16           Q       All right. Do you recall how many years the  
17      database covered?

18           A       I definitely re -- recall that it was 1998, but  
19      I don't know 1997 or 1996, I don't know, okay.

20                  But when I was there it was re -- the date of  
21      the document was the -- the -- the time period I was there  
22      was 1998, '99.

23           Q       And did the database you were creating include  
24      a list of the people and organizations that were donors to  
25      bin Laden's organization?

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1           A     That's -- that's -- that's exactly the purpose  
2     of me, was to create a database of donation to see how  
3     much money was being given to al-Qaeda, because I was not  
4     creating a database of al-Qaeda expense, if it came or for  
5     their mission or whatnot, it was only for donation, okay,  
6     because he wanted to have -- Shaykh Osama wanted to keep a  
7     record who give money because -- who give money, who --  
8     who is to be listened to or who contribute to -- to the  
9     jihad.

10          Q     Okay. Did it also indicate how the transfers  
11     were carried out?

12          A     Through the financial document I -- I could  
13     see, you know, some -- some money was being transferred  
14     from an account to a relief so -- organization who  
15     ultimately will give or pay people ticket to come to the  
16     camp, or they will pay for them for material, okay,  
17     building material, or -- I mean, when it's building, like  
18     electrical material, when -- 'cause building you buy  
19     on-site, but everything from electrical usually come  
20     from -- from Pakistan.

21          Q     Do you remember any of the individuals who were  
22     identified within that database as donors?

23          A     I remember -- I -- I would rather have a --  
24     I -- I remember many of them, because some of them that  
25     are -- were known within the circle of the mujahideen,

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1 some of them extremely famous, like Waleed -- Waleed bin  
2 Talal, Prince -- Prince Turki Al Faisal Al Saud, Prince --  
3 Prince Bandar bin Sultan Al Saud, Prince Mohammed Al  
4 Faisal Al Saud, and Haifa Al Faisal Al Saud, I know there  
5 was another -- a woman. It will come back to me.

6 But Yassin Adbullah al Kadi, Sharif Sedky,  
7 Mohammed Al Hussein al Almoudi, Ibrahim bin Mahfouz,  
8 Khalid bin Mahfouz.

9 That's all that come to mind on the top of my  
10 head now.

11 Organization like the Saudi American Bank,  
12 that's -- was a lot -- oh, so the -- the -- Abdulla --  
13 Abdulla bin Laden, the brother of bin Laden, who used to  
14 be in America, because -- I know because I send him e-mail  
15 so he send us a laser for the copy and printing machine  
16 laser, okay, okay, because we wanted -- al-Qaeda wanted to  
17 do some count -- American dollar counterfeit, okay.

18 Q Did you send that e-mail to Abdulla bin Laden  
19 from Afghanistan?

20 A No, from -- from Karachi. I used to go either  
21 Karachi or Quetta, but I think Karachi. Karachi.

22 Q Do you recall approximately when that happened?

23 A Between 1999 -- I don't recall precisely. I  
24 remember that the -- when I went to Karachi I went to --  
25 for -- to -- one of the main purpose, you know, okay,

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1 because Shaykh Abu Hafs gave me the e-mail and the  
2 telephone number, okay, and, so, that's why on my way  
3 to -- I think to go to London.

4 Q Do you recall whether there were any members of  
5 the Saudi ulema on your donor list?

6 A I -- I recall that the -- I wonder if it was  
7 not -- I want to say there were -- all of them were there,  
8 in the Majlis ash-Shura ulema.

9 THE COURT REPORTER: Are what?

10 MR. CARTER: In the --

11 THE WITNESS: In the -- in the great concert of  
12 the -- of the -- the great -- what we -- the great scholar  
13 ash-Shura. It's -- there was definitely Bin Baz,  
14 Uthaimeen, Shehri; and -- and for Commission, Shaykh  
15 Jibreem and -- and Shaykh -- there was also some people  
16 who -- who -- who were not -- Shaykh Hammoud al Uqlaa,  
17 Hammoud al-Uqlaa, it was Shaykh -- many -- many -- you --  
18 I mean, for -- it was all the -- the people of important  
19 used to -- donate money to bin Laden, that's my  
20 understanding.

21 Q (By Mr. Carter) What -- what was bin Laden's  
22 attitude towards the Saudi ulema?

23 A It was of complete reverence and obedience,  
24 meaning that the -- that he told the Majlis ash-Shura --  
25 you could see somebody will have Catholic -- I don't want

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1 to offend anybody -- toward the Pope.

2 Q Did bin Laden believe that what he was doing  
3 with his organization was consistent with the teachings of  
4 the ulema?

5 A He was doing it with the express advice and  
6 consent and directive of the ulema. He will not have a  
7 single persons coming from Saudi Arabia if the ulema and  
8 Baz or Uthaimeen state this man is wrong, just to say he's  
9 wrong. Not to say he's an apostate, not just he's wrong,  
10 there would -- everybody will have left, except the North  
11 African maybe. There were not many.

12 Q You -- you mentioned earlier in your testimony,  
13 or you made reference to some charities, you recall  
14 whether there were any charitable organizations identified  
15 on your donor list?

16 A I definitely recall that -- the International  
17 Islamic Relief Organization and the Muslim World -- World  
18 League, and the Al-Haramain Islamic Foundation and the  
19 Rabita Trust and the World Family of Muslim Youth and the  
20 Third World Relief Agency, and I believe the Saudi Joint  
21 Relief Committee, and I'm definitely certain about Saudi  
22 High Commission and the Saudi Crescent -- Red Crescent.

23 Q Do you have any recollection of seeing the name  
24 Muwafaq Foundation on that list?

25 A I'm not confident to say.

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1           Q     You -- you said just a second ago that you're  
2     absolutely certain about the Saudi High Commission, did  
3     you have any interactions yourself with the Saudi High  
4     Commission?

5           A     Through my -- my interaction with them was  
6     before even Afghanistan, it was in Chechnya, because when  
7     I was in Chechnya, towards the -- we went the house, it  
8     was being basically rented or organized by the  
9     Al-Haramain, but towards the Saudi Commission who used to  
10    provide us exit permit to -- to go out of the country,  
11    'cause in this country when you want to go airport you  
12    have to give them an exit permit that you have no business  
13    with the police and blah, blah, blah, so you can leave the  
14    country.

15          Q     When the Saudi High Commission would give you  
16    those exit papers in Chechnya was it aware that you were a  
17    fighter?

18          A     They used to call my -- the -- the -- he  
19    used to eat every day with us, he used to be with us, one  
20    of -- one of them was Tuwaijri, okay, he used to work for  
21    the Islamic, the Al-Haramain and the Saudi Commission of  
22    Tuwaijri -- Abdullah al Tuwaijri, okay, so he used to work  
23    with them, and it was no different, okay, it was just one  
24    guy with two hat.

25                 THE COURT REPORTER: And two what?

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1 MR. KOHLMANN: Two hats.

2 MR. CARTER: Hats.

3 THE WITNESS: Two hat.

4 THE COURT REPORTER: Oh, thank you.

5 Q (By Mr. Carter) Do you -- do you recall from  
6 your experiences in bin Laden's organization whether any  
7 of the charities provided support other than financial?  
8 For instance, documentation or support of that nature.

9 A Yes, they used to give support for them for  
10 help people to get visa to go to Pakistan, okay. So if  
11 they're from Yemeni, or even Saudi, because -- especially  
12 Yemeni, if they have a problem to getting a visa from  
13 Pakistan to go they will get some -- a relief organization  
14 to say they are a relief worker going to Pakistan, okay,  
15 and they will get the money to travel to get to. The  
16 Yemeni people were not financially well off, okay.

17 In Saudi Arabia they will send us, for example,  
18 food -- food, let's say like container, not the -- okay,  
19 of -- of food; and also if we want to buy computer  
20 equipment or this, okay, it will go through any of the  
21 relief organization because it was more discreet.

22 Q And which of the relief organizations provided  
23 that kind of assistance?

24 A The Saudi High Commission in Pakistan heavy,  
25 okay, and -- and the -- and the Al-Haramain, that's --

1       that's the -- the thing that I vividly remember.

2           Q     Turning back to the donor list that you created  
3     on the Toshiba computer, do you recall any references to  
4     any individuals named Al-Rajhi?

5           A     Yes, I do recall Al-Rajhi, I re -- the -- the  
6     Arab Bank, I do re -- recall Yassid -- Yassin al Kadi with  
7     Sharif Asafi; and I recall Mahfouz -- Ibrahim and -- and  
8     Khalid Mahfouz, father and son; and that's what I recall.  
9     Oh, yeah, Mohammed Hussein al Amoudi.

10          Q     With regard to the Al-Rajhis, were you aware at  
11    the time that the Al-Rajhi family owned a bank?

12          A     Yes, I believe. Yes. Yes.

13          Q     Do you recall there being any discussion within  
14    al-Qaeda about that bank?

15          A     I don't know al-Qaeda in general, but Shaykh  
16    Osama bin Laden, yes.

17          Q     What did Shaykh Osama bin Laden say about  
18    Al-Rajhi bank?

19          A     I know that the discussion we have they were  
20    like a good brother, I mean, they were -- they were  
21    one -- one of the main support with the Haramain and the  
22    High Commission, and -- and the -- the -- the -- and  
23    national commission of the financial support and moving --  
24    moving money around, I know this for a fact.

25          Q     You had mentioned earlier as well having

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1 contact with Abdulla bin Laden, were the names of any  
2 other bin Laden family members included on your list of  
3 donors?

4 A As far as I am aware they were altogether,  
5 they -- all of them, okay, they never meet -- met any bin  
6 Laden, I believe that all of the -- Saad, Mohammed, all  
7 the bin Ladens that were in Afghanistan with them, they  
8 were all in there with -- and I think that the -- I can  
9 truly say that even his mother came to visit him in -- in  
10 Afghanistan, and the -- the -- the visitation was arranged  
11 by General Gul, the Chief of the ISI, the -- the Pakistani  
12 Secret Service Intelligence.

13 Q Was the visit by Osama bin Laden's mother a  
14 significant event?

15 A It was, yes, it was organized as a very  
16 significant exit event, it was a festivity. They --  
17 they -- they organized by shooting RPG and shooting a PKM,  
18 and it was a -- there was a banquet, you know.

19 She was not there, that's the way -- way --  
20 she have -- we have to thank them for her, a woman, okay,  
21 so -- but it was -- it was a well -- because she didn't  
22 come alo -- alone, it was the -- some other family mem --  
23 member, okay, she was not the only one.

24 Q The other family member was a man or a woman?

25 A It was a -- I think two brother. I think two

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1 brother of Shaykh Osama, okay, I -- and I don't know if  
2 it -- if it was brother-in-law, but I -- I think there was  
3 two brother of Shaykh Osama, okay, they came with -- the  
4 mother.

5 Q How long did they stay?

6 A Not very long. I think that it was a matter  
7 of -- I don't believe it -- if they stay a week or 10 day.

8 Q It -- it's been suggested in our litigation by  
9 the bin Ladens that the family severed all ties with Osama  
10 in 1994, from your experience do you believe that to be  
11 true?

12 A A complete lie. An -- an absolute lie. I  
13 have -- Shaykh Osama give me the name and the e-mail and  
14 the telephone number of his brother in the United State,  
15 okay, I went -- I went to -- to -- to what's Jeddah, I had  
16 contact with the -- one of the brother of Shaykh  
17 Osama -- and his brother I know, okay, and his brother I  
18 know was -- the first time I went he was sitting in the --  
19 in the compound, okay, and he receive his -- his mother,  
20 okay, with two I think the brother -- it was one brother  
21 or a brother-in-law, two -- two brother, okay, but family  
22 member, okay.

23 And I saw all the -- the children of Osama bin  
24 Laden, even the one who wrote the book about Osama bin  
25 Laden, I knew exactly the -- that he was in Afghanistan,

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1       okay. Abdulla bin -- bin -- oh, Abdulla bin -- bin Laden,  
2       the son -- the -- the -- the oldest son of Osama Laden was  
3       in the hospital -- hospital -- Chinese hospital with me  
4       when I had malaria, and I remember because we were on the  
5       floor and I was receiving an IV, and I didn't know that he  
6       was the son of Osama bin Laden because he was dressed like  
7       an Afghan, okay.

8                   And, then, I -- Richard Reid also witness it.

9       And, then, after that him -- you couldn't differentiate  
10      him between an Afghan. You couldn't know that he was a  
11      bin Laden, he was dressing 100 percent with the -- like an  
12      Afghan, and, then, after that it's more -- Abu Bakr  
13      al-Suri, he told me this is Abdulla bin Laden, and, then,  
14      we talk, and that's how I -- and -- I met bin Laden, I met  
15      him in -- be -- well before when -- the first time I was  
16      on the front line, okay, I met bin Laden, okay.

17                  And I also didn't know initially that he was  
18      bin Laden until I went to Kandahar and discovered that the  
19      guy I used to be with was the son of bin Laden.

20                 So I know that his family was never cut, and he  
21      become -- I will say this because I heard on televisi -- on  
22      the radio, okay, and I was taught that -- that just the  
23      Saudi tell him either you fit in publicly or we take your  
24      money away. So it was pure cosmetic, he -- there was --  
25      never been a shred of truth.

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1                   And he go against every Arabic way, especially  
2 tribe, the mother cutting the tie with the -- the -- a son  
3 doesn't exist.

4                   Q     Did you receive any information indicating that  
5 the family in general was continuing -- continuing to send  
6 money to Osama bin Laden?

7                   A     Yes, I receive -- I used to -- to enter into  
8 database a financial document of money of -- of account of  
9 the bin Laden group within Saudi Arabia; al -- also when  
10 we wanted to buy spare part of -- okay, the -- the spare  
11 part were bought by the Saudi bin Laden group, and was  
12 sending to -- to Jeddah, and, then, after to Karachi.

13                  Q     (Reviewed documents.)

14                  You -- you told us a little bit ago that  
15 members of the Saudi royal family were contributing to bin  
16 Laden's organization during this time, the royal family  
17 and government of the Kingdom have said that that's an  
18 illogical idea because bin Laden was the enemy of the --  
19 of Saudi Arabia, how would you respond to that?

20                  A     This is a complete misleading explanation for  
21 assumption of people who are not familiar with the way the  
22 Saudi government is established, because the Saudi  
23 government is -- they have two heads of the snake, they  
24 have the Saudi, like Al Saud, and the Wahhabi were in  
25 charge of the Islamic Code of the Islam -- or Islamic

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1 power in Saudi Arabia, okay, and that's why they have the  
2 name "Wahhabi," okay, okay.

3 So the Saudi cannot keep power in Saudi Arabia  
4 without having the agreement, okay, of the Wahhab, the  
5 Wahhabi, the scholar, okay.

6 So Shaykh Osama bin Laden had been sent  
7 initially 100 percent -- it's a matter of public record,  
8 there are books about this I believe, okay -- that he was  
9 saying that -- with Abdullah Azzam, okay -- as being the  
10 one who organize the jihad against the communists, okay.

11 So he was his -- father of Osama bin Laden was  
12 best friend, he was known, okay, of -- of -- of Fahd  
13 Al Saud, the ruler, the King of Saudi Arabia, and he's the  
14 one -- Al Saud -- okay, who give to bin Laden to rebuild  
15 the Holy Mosque in Mecca and to rebuild the Holy Mosque in  
16 Medina and also to rebuild the Holy Mosque in Jerusalem,  
17 okay. So the three mosques -- the hol -- the three holy  
18 sites in Islam was built by the father of Osama bin Laden,  
19 okay.

20 So bin Laden was pure -- a pure Wahhabi and  
21 will obey the Wahhabi scholar to the letter, and, in fact,  
22 even in schween(phnetic), in his testament he say that --  
23 he refer that vase guda(phnetic) ulema Saudi Arabia, and  
24 he didn't want to give them by name, okay.

25 So Osama bin Laden went against Al Saud, but

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1 not all of Al Saud, he went against Fahd, but he didn't  
2 want to go against -- for many year against Abdullah Saud  
3 and Turki and the people who have been classified by -- as  
4 the ulema, the scholar -- Bin Baz, Uthaimeen and Shehri --  
5 as fath(phnetic) criminal, but not apostate, so that's  
6 where there is a difference, okay.

7 If you were being branded an apostate Osama bin  
8 Laden most likely 100 percent will not have any business  
9 with you and wage war, but at the fath he will not be --  
10 will not be allowed to wage war unless he was guaranteed  
11 success, and, so, the ulema told him not to wage war  
12 against Al Saud because Fahd was going to die and,  
13 therefore, that Al -- Abdullah Al Saud will take power and  
14 he will reestablish a true power, okay.

15 You have to see that on -- after the seizure of  
16 Mecca, okay, you -- after the seizure of Mecca by  
17 Juhaiman, okay, the -- the Saudi Kingdom reverted to a  
18 more autotic(phnetic) or more drastic Draconion Islam 100  
19 percent in the hand of the ulema, the scholar of Saudi  
20 Arabia, so Bin Baz, Uthaimeen, who used to be the mentor,  
21 the scholar of Juhaiman, the person who make the city of  
22 Mecca, okay.

23 So bin Laden was the child of Wahhabi, the  
24 child of the -- of the -- of the scholar, and he -- he --  
25 he obeyed them and will -- did it with jihad in Saudi

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1      Arabia in 2003 I believe, okay, because the Saudi  
2      gov -- Saudi scholar, the Wahhabi, told him not to do it,  
3      that's why he went to -- to East Africa where I -- he had  
4      much more capability to do it in Saudi Arabia at the time  
5      where the American troop were, had boots on the ground.

6            Q      What would be the specific benefit to the Saudi  
7      royal family in this 1998, '99 period to giving money to  
8      bin Laden's organization?

9            A      There is -- there -- there is many benefit.  
10     First of all it was a -- a matter of survival for them,  
11     okay, because all of the mujahideen, okay -- I believe --  
12     I believe all of them, okay, the hard core believe that  
13     Za -- Al Fahd was an apostate, so they would have wanted  
14     jihad against Saudi Arabia, so it was the policy for the  
15     Saudi government to finance jihad in the first Af --  
16     Afghanistan -- the first jihad in Afghanistan, then in  
17     Bosnia, then before that in Tajikistan, and Saudi used to  
18     send people, and you could travel and you could -- as long  
19     as you don't do stuff in your back -- back -- backyard.

20            Q      Okay, in your view was the ule -- ulema  
21     demanding that the royal family support bin Laden's  
22     organization?

23            A      If -- it was a -- it was a credential to the  
24     proof that they were emphatic in an apostate.

25            Q      It was a proof for whom?

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1           A     For -- for -- for -- to give to -- money to bin  
2     Laden could be used by the Saudi to say to the ulema,  
3     "Look, see, we are not against Islam or the jihad, we  
4     finance bin Laden."

5           Q     And that would assist them in their  
6     relationship with the ulema?

7           A     It -- it will guarantee that the ulema will not  
8     raise their -- their voice and their concern about many  
9     thing wrong with Saudi Arabia, like, you know, widespread  
10    homosexuality, it's endemic, okay; usury, you know,  
11    interest rate in bank; American troop on the ground,  
12    you -- I think -- I don't remember exactly the date, but  
13    you stay long time in Saudi Arabia after the Gulf War,  
14    okay, and Shaykh Hudhaify even make a speech and say that  
15    you -- you are to -- you are to leave, and he's -- he's  
16    a -- he was a -- Hudhaify was the -- the Imam of the  
17    second holy site in Islam, Medina.

18               So he -- bin Laden was also -- was proof  
19    that -- because when -- bin Laden, al-Qaeda and the people  
20    that come to him was the proof that these people were not  
21    apostate, 'cause they say, "You don't finance jihad if you  
22    don't believe in Allah."

23               Q     The money that was coming from the Saudi  
24    donors, how important was it to bin Laden's ability to  
25    maintain the organization?

1           A     It was crucial. I mean, without the money of  
2     the -- of the Saudi you will have nothing, I mean, that  
3     you would have like a kalashnikov, it was absolutely  
4     fundamental, because at the time -- at the end there was  
5     hundred of people coming, you have to feed them, you have  
6     to pay for -- for kalashnikov, or all the military  
7     equipment, as -- after that it become more important  
8     because some come from tank, some bulldozer, and -- and  
9     that's -- and they were paying the house of everything the  
10    member for the -- for the housing, the family, and they  
11    will give you -- I -- I used to receive -- being pay by  
12    bin Laden, it was very small, but I didn't have children;  
13    but if you had children every child had a certain amount,  
14    okay, and every -- the rent will be paid by al-Qaeda, and  
15    for every child you have a -- a certain amount, every wife  
16    you have a certain -- certain amount, it was a -- I --  
17    then it might be military not very organized, but  
18    financially they were the people being -- taking all of  
19    the money.

20           Q     When the donations came in were they  
21    essentially just placed into a central pool to be used as  
22    the organization deemed fit?

23           A     You had too broad -- too broad way of spending  
24    the money, okay. You have Kandahar and -- and Kabul,  
25    okay, that's what I know, okay, maybe -- probably

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1 Jalalabad, because they also have a guest house where I  
2 was in Jalalabad, I went there, okay. I went there, okay.

3 But I know certain with Jalalabad and Kabul  
4 because the money used to be given, a lot of money -- lot  
5 of money . . .

6 (A discussion was held off the record.)

7 MR. MALONEY: I think we're almost out of time.  
8 We've still got about five minutes probably.

9 THE WITNESS: A lot of money were -- were sent  
10 to -- to the front line because they will be paying  
11 everything, okay, everything will be paid by bin Laden,  
12 okay, and -- and he -- we go to Al Belajari, and in Kan --  
13 in Kandahar it was just Saeed, okay. Me, I -- I used to  
14 take my money from just Saeed.

15 Q (By Mr. Carter) Do you recall any of the  
16 transfers that you worked on involving National Commercial  
17 Bank?

18 A Definitely I recall very -- from -- from Jeddah  
19 to Karachi opening amount, line of credit, send money, and  
20 never send good, okay, then after we receive the money it  
21 will buy material that we send to -- to -- to Quetta and  
22 to Kandahar.

23 Q And do you recall whose account at National  
24 Commercial Bank was used to make those transfers?

25 A The name I don't recall. I don't recall, you

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1 know. It was a different name, a different company, I  
2 don't recall the name.

3 Q And the company receiving the funds in Pakistan  
4 was essentially a front of some sort?

5 A If it was created. And I even almost  
6 considered I give the idea and I initiated it to -- to  
7 tell to the brother Khal -- Khal it was a good, effective  
8 thing to -- to do, you know, with this fake account, fake  
9 letter of credit and all this, rather than to send Khallad  
10 to have a bunch of money, padding himself, and come back  
11 to -- to Karachi and take the plane, and it was don't go  
12 do it, you know, I -- this is more effective and you  
13 can -- you can do much more money, okay (indicating). But  
14 I -- I'm not sure that I was the first one to -- to say it  
15 to them.

16 Q Mr. Moussaoui, I think we're at the end of our  
17 time for today, but we want to thank you, and we expect to  
18 see you again tomorrow morning.

19 A I definitely will be here tomorrow morning for  
20 a time for sure this testimony.

21 Q Thank you.

22 MR. MALONEY: Thank you.

23 MR. KOHLMANN: Thank you very much.

24 MR. CARTER: Oh, I am sorry, did you want to  
25 take an oath at the conclusion of today's testimony?

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1                   THE WITNESS: Yes. I swear by Allah that all  
2 my testimony, what I say was true. I swear by Allah that  
3 all I say was true. I swear by Allah all I say was true.  
4 I swear by Allah that all I say was true. Cursed be on  
5 the liar.

6                   (The statement under oath was concluded at 2:55  
7 p.m., on Monday, October 20, 2014.)

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REPORTER'S CERTIFICATE

2

I, Priscilla Naff Medina, Registered  
Professional Reporter and Notary Public in and for the  
State of Colorado, do hereby certify that prior to the  
commencement of the examination the Witness first duly  
swore to testify the truth; that said statement under oath  
was taken in shorthand by me at the time and place  
hereinabove set forth and was thereafter reduced to  
typewritten form by me, as per the foregoing transcript;  
that the same is a full, true, and correct transcription  
of my shorthand notes then and there taken.

12

I further certify that I am not related to,  
employed by, nor of counsel for any of the parties or  
attorneys herein, nor otherwise interested in the event of  
the within action.

16

My commission expires July 2, 2015, and I have  
hereunto set my hand this October 24, 2014.

18

19

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Registered Professional Reporter  
and  
Notary Public

22

23

24

25

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